

Shabnoor

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

**WRIT PETITION NO.9740 OF 2023
WITH
INTERIM APPLICATION (ST) NO.37114 OF 2024**

SHABNOOR
AYUB
PATHAN

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Santosh Savla Kamble ... Petitioner
V/s.
Sarjerao Shankar Ahiwale & Os. ... Respondents

Mr. Mukund Mane for petitioner.

CORAM : AMIT BORKAR, J.

DATED : JANUARY 17, 2025

P.C.:

1. The impugned order permits the legal heir of defendant No.1 to bring him on record, though the provision is inapplicable. However, considering the facts that the applicant is the legal representative of defendant No.1, the order impugned followed the rules of natural justice. Hence, no interference is called for.
2. The writ petition stands dismissed. No costs.
3. In view of dismissal of the writ petition, nothing survives in the interim application, the interim application stands disposed of.

(AMIT BORKAR, J.)